

**COSTELLO & MAINS, P.C.**

By: Kevin M. Costello  
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DAVID ROGERS AND JAMES	:	UNITED STATES DISTRICT COURT
VAN DANIKER, individually and	:	DISTRICT OF NEW JERSEY
on behalf of themselves and all others	:	
similarly situated,	:	Civil Action
	:	
Plaintiffs,	:	<b>Electronically filed</b>
	:	
vs.	:	Civil Action No. 1:10-CV-04198
	:	
OCEAN CABLE GROUP INC.,	:	<b>NOTICE OF MOTION TO FILE SECOND</b>
AND JOHN DOES 1-5 and 6-10,	:	<b>AMENDED COMPLAINT PURSUANT TO</b>
	:	<b>FED. R. CIV. P. 15(a)</b>
	:	
Defendants.	:	

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To: James P. Grinley, Esq.  
Miller, Gallagher and Grinley  
26 S. Pennsylvania Avenue, Suite 201  
Atlantic City, NJ 08401

**PLEASE TAKE NOTICE** that on the 22<sup>nd</sup> day of February, 2011, at a time to be set by the Court, at the United States District Court for the District of New Jersey, Mitchell H. Cohen Building and United States Courthouse, 4<sup>th</sup> & Cooper Streets, Camden, New Jersey, Plaintiffs David Rogers and James Van Daniker, by and through their attorneys, Costello & Mains, P.C., will move the Court, pursuant to Fed. R. Civ. P. 15(a), for an Order granting leave to file a Second Amended Complaint in the above-captioned action.

**PLEASE TAKE FURTHER NOTICE** that Plaintiffs shall rely upon the accompanying Certification of Counsel and Statement in Lieu of Brief. Oral argument is waived.

**COSTELLO & MAINS, P.C.**

By: /s Deborah L. Mains  
Deborah L. Mains

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Dated: January 21, 2011